

84TH CONGRESS  
2D SESSION

# S. 3851

## IN THE SENATE OF THE UNITED STATES

MAY 15 (legislative day, MAY 7), 1956

Mr. RUSSELL (for himself and Mr. SALTONSTALL) (by request) introduced the following bill; which was read twice and referred to the Committee on Armed Services

## A BILL

To amend the Central Intelligence Agency Act of 1949, as amended, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 SECTION 1. Section 3 of the Act entitled the Central  
4 Intelligence Agency Act of 1949, approved June 20, 1949,  
5 as amended (63 Stat. 208, 50 U. S. C. 403a) (hereinafter  
6 referred to as "such Act"), is amended to read as follows:

7 "(a) In the performance of its functions, the Central  
8 Intelligence Agency is authorized to exercise the authorities  
9 contained in sections 2 (c), 5, 6, 7, and 10 of the Armed

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1 Services Procurement Act of 1947, approved February 19,  
2 1948, as amended (62 Stat. 21, 41 U. S. C. 151).

3 “(b) Contracts of the Agency for services and use of  
4 facilities for research or development may be for a term  
5 not to exceed five years, and may be extended for an addi-  
6 tional period not to exceed five years, subject to the avail-  
7 ability of appropriations therefor.

8 “(c) For purposes of this section, the term ‘agency head’  
9 shall mean the Director and Deputy Director of Central  
10 Intelligence and the Deputy Directors of the Agency.”

11 SEC. 2. Section 5 of such Act is amended to read as  
12 follows:

13 “SEC. 5. (a) Under such regulations as the Director  
14 may prescribe, the Agency, with respect to its officers and  
15 employees assigned abroad, may—

16 “(1) pay the travel expenses of officers and em-  
17 ployees of the Agency including expenses incurred while  
18 traveling pursuant to orders issued by the Director in  
19 accordance with the provisions of section 5 (c) with  
20 regard to the granting of home leave;

21 “(2) pay the travel expenses of members of the  
22 family of an officer or employee of the Agency when  
23 proceeding to or returning from his post of duty, accom-  
24 panying him on authorized home leave, or otherwise

1 traveling in accordance with authority granted pursuant  
2 to the terms of this or any other Act;

3 “(3) pay the cost of transporting the furniture and  
4 household and personal effects of an officer or employee  
5 of the Agency to his successive posts of duty and, on  
6 the termination of his services, to his residence at time  
7 of appointment or to a point not more distant or, upon  
8 retirement, to the place where he will reside;

9 “(4) notwithstanding the provisions of any other  
10 law, transport for or on behalf of an officer or employee  
11 of the Agency, a privately owned automobile in any case  
12 where it shall be determined that water, rail, or air  
13 transportation of the automobile is necessary or ex-  
14 pedient for any part or of all the distance between points  
15 of origin and destination, and pay the costs of such  
16 transportation;

17 “(5) pay the cost of storing the furniture and house-  
18 hold and personal effects of an officer or employee of  
19 the Agency who is absent under orders from his usual  
20 post of duty; or who is assigned to a post to which he  
21 cannot take or at which he is unable to use his furniture  
22 and household and personal effects; or when such stor-  
23 age would avoid the cost of transporting such effects from  
24 one location to another;

25 “(6) pay the cost of storing the furniture and house-

1 hold and personal effects of an officer or employee of the  
2 Agency on first arrival at a post for a period not in  
3 excess of three months after such first arrival at such  
4 post or until the establishment of residence quarters,  
5 whichever shall be shorter;

6 “(7) pay the travel expenses and transportation  
7 costs incident to the removal of the members of the fam-  
8 ily of an officer or employee of the Agency and his furni-  
9 ture and household and personal effects, including auto-  
10 mobiles, from a post at which, because of the prevalence  
11 of disturbed conditions, there is imminent danger to life  
12 and property, and the return of such persons, furniture,  
13 and effects to such post upon the cessation of such condi-  
14 tions; or to such other post as may in the meantime have  
15 become the post to which such officer or employee has  
16 been assigned;

17 “(8) pay the travel expenses incurred by an officer  
18 or employee of the Agency in transporting dependents  
19 to and from United States ports of entry designated by  
20 the Agency, to obtain an American secondary or col-  
21 lege education, not to exceed one trip each way for  
22 each dependent for the purpose of obtaining each type of  
23 education;

24 “(9) pay the costs of preparing and transporting  
25 the remains of an officer or employee of the Agency or

1 a member of his family who may die while in travel  
2 status or abroad, to his home or official station, or to such  
3 other place as the Director may determine to be the  
4 appropriate place of interment: *Provided*, That in no  
5 case shall the expense payable be greater than the  
6 amount which would have been payable had the destina-  
7 tion been the home or official station.

8 “(b) The Agency may charge expenses in connection  
9 with travel of personnel, their dependents, and transporta-  
10 tion of their household goods, personal effects, and automo-  
11 biles to the appropriation for the fiscal year current when any  
12 part of either the travel or transportation begins pursuant to  
13 previously issued travel orders, notwithstanding the fact that  
14 such travel or transportation may not all be effected during  
15 such fiscal year, or the travel orders may have been issued  
16 during the prior fiscal year.

17 “(c) (1) Under such regulations as the Director  
18 may prescribe, the Agency may order to the continental  
19 United States or its territories and possessions on leave of  
20 absence as provided by law, every officer and employee of  
21 the Agency, upon completion of two years continuous service  
22 abroad, or as soon as possible thereafter.

23 “(2) While in the continental United States on leave,  
24 the service of any officer or employee shall not be available

1 for work or duties except in the Agency or for training or  
2 for reorientation for work; and the time of such work or  
3 duty shall not be counted as leave.

4 “(3) Where an officer or employee on leave returns  
5 to the United States or its territories and possessions, leave  
6 of absence granted shall be exclusive of the time actually  
7 and necessarily occupied in going to and from the United  
8 States or its territories and possessions, and such time as  
9 may be necessarily occupied in awaiting transportation.

10 “(4) The provisions of section 203 (f) of the Act  
11 of October 30, 1951, as amended (65 Stat. 679, 5 U. S. C.  
12 2061), and as it may hereafter be amended, shall be ap-  
13 plicable to officers and employees of the Agency, and such  
14 officers and employees shall be subject to the limitations  
15 as to the accumulation of leave applicable to officers and  
16 employees in the Foreign Service of the United States under  
17 the Department of State as provided in sections 203 (c)  
18 and (d) of the Act of October 30, 1951, as amended (65  
19 Stat. 679, 5 U. S. C. 2061), and as it may hereafter be  
20 amended.

21 “(d) (1) In the event of illness, injury, or maternity  
22 incurred while on assignment abroad, by an officer or full-  
23 time employee of the Agency or by a member of the family  
24 accompanying such officer or employee, not the result of  
25 vicious habits, intemperance, or misconduct on the part of

1 such persons, in a locality where there does not exist a suitable medical facility, the Agency may, under such regulations as the Director may prescribe, pay the travel expenses of such officer or employee, or member of his family, by whatever means are considered appropriate without regard to the Standardized Government Travel Regulations and section 10 of the Act of March 3, 1933, as amended (47 Stat. 1516; 5 U. S. C. 73b), to the nearest locality where a suitable medical facility exists and on the recovery of such individual pay for the travel expenses of return to the post of duty of such officer or employee, or member of his family. If such officer or employee, or member of his family, is too ill to travel unattended, the Agency may also pay the compensation and round trip travel expenses of an attendant or attendants.

16       “(2) (A) The Director may, in the event of illness or injury requiring hospitalization of an officer or employee of the Agency, not the result of vicious habits, intemperance, or misconduct on his part, incurred in the line of duty while such person is assigned abroad, pay for the cost of the treatment of such illness or injury at a suitable hospital or clinic.

23       “(B) In the event a dependent of an officer or employee of the Agency who is stationed abroad, incurs an illness or injury while located abroad, which requires hospitalization

1 and which is not the result of vicious habits, intemperance,  
2 or misconduct, the Agency may, in accordance with such  
3 regulations as the Director may prescribe, pay for that  
4 portion of the costs of treatment of each such illness or injury  
5 at a suitable hospital or clinic that exceeds \$35 up to a  
6 maximum limitation of one hundred and twenty days of  
7 hospitalization for each such illness or injury, except that  
8 such maximum limitation shall not apply whenever the Di-  
9 rector, on the basis of professional medical advice, shall  
10 determine that such illness or injury clearly is caused by the  
11 fact that such dependent is or has been located abroad.

12 “(3) The Director may establish a first aid station and  
13 provide for the services of a physician, a nurse, or other  
14 medical personnel at a post at which, in his opinion, sufficient  
15 personnel are employed to warrant such a station.

16 “(4) The Director may provide for the periodic physical  
17 examination of officers and employees of the Agency and  
18 their dependents and for the cost of administering inocula-  
19 tions or vaccinations to such officers or employees and their  
20 dependents.

21 “(e) In accordance with such regulations as the Director  
22 may prescribe, the Agency may pay the costs of travel of  
23 new appointees and their dependents, and the transportation  
24 of their household goods and personal effects, from places of  
25 actual residence in foreign countries at time of appointment



1 to places of employment and return to their actual residences  
2 at the time of appointment or a point not more distant:  
3 *Provided*, That such appointees agree in writing to remain  
4 with the United States Government for a period of not less  
5 than twelve months from the time of appointment. Violation  
6 of such agreement for personal convenience of an employee  
7 or because of separation for misconduct will bar such return  
8 payments and, if determined by the Director or his designee  
9 to be in the best interests of the United States, any money  
10 expended by the United States on account of such travel  
11 and transportation shall be considered as a debt due by the  
12 individual concerned to the United States.

13 “(f) In accordance with such regulations as the Presi-  
14 dent may prescribe, and notwithstanding the provisions of  
15 section 1765 of the Revised Statutes (5 U. S. C. 70), the  
16 Director is authorized to grant to any officer or employee of  
17 the Agency—

18 “(1) allowances, whenever Government owned or  
19 rented quarters are not available at a post abroad, for  
20 living quarters, heat, light, water, fuel, gas, and elec-  
21 tricity, including allowances for the cost of lodging at  
22 temporary quarters, incurred by an officer or employee  
23 of the Agency and the members of his family upon first  
24 arrival at a new post, for a period not in excess of three  
25 months after such first arrival or until the occupation of

1 residence quarters, whichever period shall be shorter,  
2 up to but not in excess of the aggregate amount of the  
3 per diem that would be allowable to such officer or  
4 employee for himself and the members of his family for  
5 such period if they were in travel status:

6 “(2) cost-of-living allowances whenever—

7 “(A) the cost of living at a post abroad is  
8 proportionately so high that an allowance is nec-  
9 essary to enable an officer or employee of the  
10 Agency at such post to carry on his work efficiently;

11 “(B) extraordinary and necessary expenses  
12 not otherwise compensated for are incurred by an  
13 officer or employee of the Agency incident to the  
14 establishment of his residence at any post of assign-  
15 ment abroad or at a post of assignment in the con-  
16 tinental United States between assignments to posts  
17 abroad;

18 “(C) an allowance is necessary to assist an offi-  
19 cer or employee of the Agency who is compelled by  
20 reasons of dangerous, notably unhealthful, or exces-  
21 sively adverse living conditions at his post abroad or  
22 for the convenience of the Government to meet the  
23 additional expense of maintaining his wife and minor  
24 children elsewhere than at the post of his assign-  
25 ment;

1           “(D) extraordinary and necessary expenses,  
2           not otherwise compensated for, must be incurred by  
3           an officer or employee of the Agency, by reason of  
4           his service abroad, in providing for adequate ele-  
5           mentary and secondary education of his dependents;  
6           allowances under this subparagraph for any post  
7           shall not exceed the cost of obtaining such educa-  
8           tional services as are ordinarily provided without  
9           charge by the public schools of the United States  
10          plus, in those cases where adequate schools are not  
11          available at the post, board and room, and periodic  
12          transportation between the post and the nearest lo-  
13          cality where adequate schools are available; if any  
14          such officer or employee employs a less expensive  
15          method of providing such education, any allowance  
16          paid to him shall be reduced accordingly; no allow-  
17          ance shall be paid under this subparagraph for a  
18          dependent for whom a travel allowance has been  
19          paid under subsection 5 (a) (8) :

20          “(3) a foreign post differential or a territorial post  
21          differential on the basis of conditions of environment  
22          which differ substantially from conditions of environ-  
23          ment in the continental United States and warrant addi-  
24          tional compensation as a recruitment and retention in-  
25          centive. Additional compensation paid as a foreign

1 post differential or territorial post differential shall not  
2 in any instance exceed 25 per centum of the rate of  
3 basic compensation.

4 “(g) Amounts received as allowances pursuant to the  
5 provisions of section 5 (f) (1) and (2) of this Act shall  
6 not be included in gross income, and shall be exempt from  
7 taxation under the Internal Revenue Code of 1954, as  
8 amended, and as it may hereafter be amended.”

9 SEC. 3. Section 6 (f) (1) of such Act is amended  
10 by striking out “fifteen” and inserting in lieu thereof the  
11 following: “thirty-five”.

12 SEC. 4. Section 6 of such Act is amended by the in-  
13 sertion of a semicolon in lieu of the period at the end of  
14 subsection (f) and by the addition of a new subsection (g)  
15 which shall read as follows:

16 “(g) Make payments without regard to section 3648  
17 of the Revised Statutes (31 U. S. C. 529), when made—

18 “(1) in compliance with the laws of foreign coun-  
19 tries or their ministerial regulations, and

20 “(2) for rent in foreign countries for such period  
21 as may be necessary to accord with local custom.”

22 SEC. 5. Section 10 (a) (1) of such Act is amended  
23 by inserting “Chapter 171 of” immediately before “28  
24 U. S. C.”

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